THE HONOURABLE SRI JUSTICE V. ESWARAIAH

WRIT PETITION No.4849 OF 2006

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DATED: 20-04-2006

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BETWEEN

H.M. Anwar Basha,

S/o. Abdul Khayyum,

R/o. Bangalore.

...PETITIONER

AND

The Principal Chief Conservator of Forests,

Tujjaguda Complex, Hyderabad and others.

...RESPONDENTS

ORDER:

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Petitioner seeks a Writ of Mandamus to declare the action of the first respondent in not disposing his application dated 27.06.2005 made to the Forest Department vide Inward No.028822 in respect of the land admeasuring Ac.7.29 cents in Gadela Beat Village of Kodur Mandal, Kadapa District as illegal and arbitrary.

Learned counsel for the petitioner submits that the petitioner made an application dated 27.06.2005 for diversion of forest land for non-forest purpose under Section 2 of the Forest (Conservation) Act, 1980 before the first respondent but the same has not been considered and disposed of so far.

I am not inclined to express any opinion with regard to the merits of the case and the contentions of the counsel as an application said to have been filed by the petitioner is pending before the first respondent. However, the first respondent is directed to consider and dispose the application of the petitioner dated 27.06.2005, after giving reasonable opportunity to the petitioner, within eight weeks from the date of receipt of a copy of this order.

The writ petition is accordingly disposed of. No costs.

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V. ESWARAIAH, J

April 20, 2006

Note: Furnish C.C. of the order by 22.04.2006

(**B/o**)

DSK